

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO.400 OF 2005

IN

SUIT NO.462 OF 2002

...

Neelam Sunil Sawant & anr. ...Plaintiffs

v/s.

Anil Gajanan Sawant & anr. ...Defendants

...

Mr.L.S. Gaikwad for the Plaintiffs.

Mr.Unnikrishna i/b Lega Apex for Defendant No.1.

...

CORAM: D.K.DESHMUKH, J.

DATED: 14TH MARCH, 2006

P.C.:

This Notice of Motion is taken out by the Plaintiff. Defendant No.1 has been served. He is appearing. The learned Counsel for the Plaintiff states that the Defendant No.2 is also served. But he is not appearing. Plaintiff undertakes to file affidavit of service within one week from today. Defendant No.1 has not filed any reply. Therefore, accepting the averments made in the affidavit filed in support of the Notice of Motion at their face value, this Motion is granted in terms of prayer clause (a). Motion disposed of.

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